



BOARD OF COMMISSIONERS

1 S. Main St., 9th Floor
Mount Clemens, Michigan 48043
586-469-5125 FAX 586-469-5993
macombcountymi.gov/boardofcommissioners

OCTOBER 1, 2008

NOTICE OF MEETING

There will be a meeting of the **FINANCE COMMITTEE** on Wednesday, October 8, 2008 at 9 a.m., on the 9th Floor of the County Administration Building, in the Commissioners' Board Room, Mount Clemens.

AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Adoption of Agenda
4. Approval of Minutes dated 06-18-08 and 07-23-08 (previously distributed)
5. Public Participation
6. List of Bills as Prepared by the Finance Department (attached)
7. Concur in the Recommendation of the Human Resources Director and the Risk Management Director to Establish a Trust in Order to Continue AETNA's Coverage (attached)
8. Approve Payment to Bernco, Inc. for Construction Renovations at the Juvenile Justice Center (waived by Operational Services Committee Chair) (attached)
9. Authorize Board Chair to Sign Macomb Orchard Trail Commission Easement (waived by Operational Services Committee Chair) (attached)
10. Adopt Criteria and Guidelines for Participation in the Employee Casual Day Program (attached)
11. Appointments of Law Firms (attached)
12. **Travel Requests:** (attached)
 - a) Health (two)
 - b) Sheriff (two)(back-up information for travel requests is on file in Board Office)
13. Executive Session to Discuss Confidential Correspondence from Corporation Counsel
14. Concur in Recommendation of Corporation Counsel as Outlined in Correspondence Concerning Grievances (attached)

Corinne Bedard
Committee Reporter

MACOMB COUNTY BOARD OF COMMISSIONERS

William A. Crouchman
District 23
Chairman

Dana Camphous-Peterson
District 18
Vice-Chair

Leonard Haggerty
District 21
Sergeant-At-Arms

Andrey Duzjy - District 1
Marvin E. Sauger - District 2
Phillip A. DiMaria - District 3
Jon M. Switalski - District 4
Susan L. Doherty - District 5

Joan Flynn - District 6
Sue Rocca - District 7
David Flynn - District 8
Robert Mijac - District 9
Philis DeSaele - District 10

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Peter J. Lund - District 12
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Ed Bruley - District 17
Paul Gielegem - District 19
Kathy Tocco - District 20

Betty Slinde - District 22
Sarah Roberts - District 24
Kathy D. Vosburg - District 25
Leon Drolet - District 26

RESOLUTION NO. _____ FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO Approve List of Bills as Prepared and Provided under Separate Cover by the
Finance Department

INTRODUCED BY: Betty Slinde, Chair, Finance Committee

COMMITTEE/MEETING DATE

Finance 10-8-08

RECYCLABLE PAPER

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: concur in the recommendation of the Human Resources Program Director and the Director of Risk Management to establish a Trust in order to continue coverage of AETNA's Group Long-Term Care for current Macomb County employee participants and to cease enrollment of new participants in AETNA's closed plan. AETNA is no longer providing this benefit.

INTRODUCED BY: Commissioner Betty Slinde, Chair, Finance Committee

SEE ATTACHMENTS

COMMITTEE/MEETING DATE:

FINANCE

10-8-08



HUMAN RESOURCES DEPARTMENT

10 N. Main St., 4th Floor
Mount Clemens, Michigan 48043
586-469-5280 Fax 586-469-6974
macombcountymi.gov

Labor Relations:
Eric A. Herppich
469-7241

Personnel Services:
Douglas J. Fouty
469-6126

Date: September 8, 2008

To: John Anderson, Director
Risk Management

From: Douglas Fouty, ~~Program~~ Director

Subject: AETNA Long Term Care (LTC) Disengagement Program

Originally, LTC was developed by Risk Management through AETNA as an employee/retiree funded program. Human Resources role was to communicate the plan to the employees and retirees, and subsequently enroll the participants. AETNA decided in 2008 to stop this line of business and asked the participating employers to consider disengagement alternatives.

Meetings between Risk Management, Human Resources, Marsh and with consultation with Corporation Counsel, has resulted in a plan continuation that is favorable to the current 50 participants. To summarize, the proposed plan is to move all the current participants to a TRUST with the terms and conditions continuing as set forth in the original plan except the payroll deduction cannot continue. The AETNA Group Long Term Care Insurance will then be closed. AETNA will communicate with the plan participants and coordinate the changeover to the TRUST. Macomb County will be free to develop a new long term care program.

The other options considered included AETNA seeking replacement coverage with participant funds being transferred to the new carrier with new rules and new costs. The third option was to close the plan with no replacement coverage.

If you feel everything is in order, this should proceed to the Finance Committee to consider the Closed Case Confirmation Notice and establish the TRUST as of October 1, 2008.

cc: Eric Herppich, Director

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CLOSED CASE CONFIRMATION NOTICE
LONG TERM CARE INSURANCE
UNDERWRITTEN BY AETNA LIFE INSURANCE COMPANY (AETNA)

This notice serves as confirmation of Macomb County's intent to close the AETNA Group Long Term Care Insurance (GLTCI) plan to new enrollees effective October 1, 2008.

In order to meet the closing date on October 1, 2008, all outstanding payroll files and premium payments will be submitted to Aetna based upon an agreed schedule.

TRUST

In accordance with the Policy Provision, AETNA will automatically assign the Policy to a Trust. Assignment to a Trust means that the Policyholder designation is changed from Macomb County to BankNewport, the Trustee holding the group Trust policy. The purpose of the Trust is to provide a group insurance vehicle to continue the coverage of insured members. Insured members can continue their current coverage under the Trust group policy until their benefits are exhausted or they stop making premium payments. They continue to be insured with AETNA. There is no change to their benefits or premium rates as a result of the assignment to a Trust.

Acknowledgement to assign your Policy to a Trust:

Authorized Signature: _____
William Crouchman, Chair
Macomb County Board of Commissioners

Print Name: William Crouchman

Date: _____

Mailing Address:

Jim Rosado
AETNA, Inc.
151 Farmington Ave, RT32
Hartford, CT 06516
Fax 860-952-2024



Aetna Life Insurance Company
151 Farmington Avenue
Hartford, CT 06156-3705
Direct Telephone: 1-800-537-8521
Email: ltc@aetna.com

[Date]

«F_Name» «M_Initial» «L_Name»
«Address_1»
«Address_2»
«City», «State» «Zip_Code»

Re: Group Long Term Care Insurance Policy GLTC – [PH #####/Control #####] situated in [CC] and underwritten by Aetna Life Insurance Company

Dear [Member Name]:

This letter is being sent to you regarding your Group Long Term Care (LTC) Insurance plan underwritten by Aetna Life Insurance Company (Aetna).

Aetna has decided to stop selling Group Long Term Care (LTC) Insurance and as a result, the Group Long Term Care Insurance Policy referred to above will close to new enrollments. Since you are currently insured under this Group Policy, Aetna will continue to service and pay long term care claims for eligible members, as long as you continue to pay your premiums as applicable.

However, if you currently pay your premium through payroll/pension deduction, how you pay your premium going forward will change. Your LTC premium will no longer be deducted from your payroll/pension check after the last deduction in [Month Year]. Aetna will bill you directly at your home address. If you have a spouse/domestic partner for whom LTC premium is being deducted from your payroll/pension check, he or she will receive a separate bill. If you do not receive a bill directly from Aetna within 90 days of your last payroll or pension deduction, please contact Aetna immediately to ensure that your coverage continues.

If Aetna currently bills you directly at your home or you pay through electronic funds transfer from a bank account, your billing method will not change. If you are currently receiving a long term care insurance benefit payment or you are eligible for a non-forfeiture benefit, your insurance coverage will continue in accordance with your Booklet-Certificate.

The Group LTC plan is closing on [Month day Year] and after this date, no new enrollments will be accepted. At the same time, the Policyholder of the above-referenced Group Policy will be changed to BankNewport and the Group Policy will move to the Aetna Group Long Term Care Trust, BankNewport, Trustee. Under the Trust, Aetna will continue to administer your coverage in accordance with the terms of the Group Policy. Enclosed is the one page Rider to your Long Term Care Insurance Booklet-Certificate which reflects this name change.

***applies to cases with TQ plan ONLY

[In addition, state legislation requires Aetna to provide you with updates to your Booklet-Certificate. The Rider to your Long Term Care Insurance Booklet-Certificate which reflects the most recent updates is also enclosed. Please read this document carefully for its applicability to you.]

If you have any questions, please call the Aetna Long Term Care toll-free number at 1-800-537-8521.

Sincerely,

Aetna Long Term Care Administration

Enclosure(s)

RECYCLABLE PAPER

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve payment to Bernco, Inc., in the amount of \$528,634.97 for construction services

performed for the Juvenile Justice Center - Phase II Renovations..

Application Number 12. Funds for this project are available in the Capital Budget.

INTRODUCED BY: Commissioner Joan Flynn, Chair

Operational Services Committee

COMMITTEE/MEETING DATE

Operational Services: 10/01/08 *Cancelled* *WAIVED TO FINANCE COMMITTEE

Finance 10-8-08

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702

PAGE 1 OF 1

TO OWNER:

County of Macomb
13th Floor
10 North Main Street
Mt. Clemens, MI 48043
FROM CONTRACTOR: BERNCO, INC. VIA ARCHITECT: Wakely Associates, Inc.
20815 Eleven Mile Road, St. Clair Shores, MI 48081
CONTRACT FOR: 30500 Van Dyke Ave., Suite M
Warren, MI 48093

PROJECT: Macomb County
Juvenile Justice Center
Phase II Renovations
APPLICATION NO: 12
APPLICATION DATE: 9/30/2008
PERIOD TO: 9/30/2008
BERNCO JOB #: 2007.008
INVOICE NO: 1823
CONTRACT DATE:

DISTRIBUTION TO:
☒ OWNER
☒ CONTRACTOR
☒ ARCHITECT

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: BERNCO, INC.

1. ORIGINAL CONTRACT SUM..... \$8,249,000.00

2. Net change by Change Orders.....

3. CONTRACT SUM TO DATE (LINE 1+2)..... \$8,249,000.00

4. TOTAL COMPLETED & STORED TO DATE..... \$5,057,471.78
(Column G on G703)

5. RETAINAGE:

a. % of Completed Work
(Columns D + E on G703)
b. of Stored Material
(Column F on G703)

Total Retainage (Line 5a + 5b or
Total in Column I of G703)
\$505,747.18

6. TOTAL EARNED LESS RETAINAGE..... \$4,551,724.60
(Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENTS

(Line 6 from prior Certificate)..... \$4,023,089.83

8. CURRENT PAYMENT DUE..... \$528,634.97

9. BALANCE TO FINISH, INCLUDING RETAINAGE..... \$1,697,275.40
(Line 3 less Line 6)

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this month		
TOTALS		
NET CHANGES by Change Order		

By:  Date: 9/29/08

(Bernard Cattivera)

State of Michigan

County of: Macomb

Subscribed and sworn to before me this 22 day of Sept 2008

Notary Public:

(James Cattivera)

My Commission expires: 12-9-2011

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on the on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED..... \$ 528,634.97
(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:

By:  Date: 9/22/08

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

From: "Ron Syme Jr" <rsyme@wakelyaia.com>
To: Lynn.Arnott-Bryks@macombcountymi.gov; Jennifer.Dudzinski@macombcountymi.gov
Date: 9/22/2008 2:39:23 PM
Subject: MCJJC PH2

Lynn:
In regards to the billing submitted by Bernco ending 9-30-08
The above project is complete as follows:

Architectural 79%
Mechanical 88%
Electrical 71%

Overall 81%

There are no Change Orders to date.

Please call if you have any questions.
Thanks
Ron

RECYCLABLE PAPER

RESOLUTION NO: _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: authorize the Board Chair to sign the Macomb Orchard Trail Commission Easement with the Road Commission of Macomb County and 29 & Van Dyke Investment LLC.

INTRODUCED BY: Commissioner Joan Flynn, Chairman, Operational Services Committee

See attached report

COMMITTEE/MEETING DATE

Operational Services 10-1-08 ^{Cancelled} * WAIVED TO FINANCE COMMITTEE
Finance 10-8-08



CORPORATION COUNSEL

1 S. Main St., 8th Floor
Mount Clemens, Michigan 48043
586-469-6346 Fax 586-307-8286

Corporation Counsel
George E. Brumbaugh, Jr.

Assistant Corporation Counsel
Lucy Kaiser
Frank Krycia
James S. Meyerand
Jill K. Smith

MEMORANDUM

To: Commissioner Joan Flynn, Chair
Operational Services Committee

From: Jill K. Smith *[Signature]*
Assistant Corporation Counsel

Subject: Road Commission Easement – 29 Mile Road and Van Dyke Road

Date: September 19, 2008

A Rite-Aid store is being developed on the northwest corner of 29 Mile Road and Van Dyke Road. The Road Commission is requiring that the developer install a right-hand turn lane on the south side of 29 Mile Road. Part of this lane will be in the Macomb Orchard Trail right-of-way. The Road Commission is requesting an easement for this road improvement.

Attached also is a copy of the proposed easement. The Macomb Orchard Trail Commission is in favor of this turn lane for safety reasons. The lane will make it easier for vehicles turning right to see pedestrians and other users of the Trail.

The easement also includes an agreement between the developer and the Macomb Orchard Trail in which the developer will be required to rebuild or replace items that are impacted by the development. This would include but is not limited to curb, curb cuts, intersection asphalt markings, and any trail sign that will need to be relocated. In addition, on the northeast corner, the developer is required to connect new sidewalks to the existing trail, based on Train Commission construction standards. Further, development of new amenities cannot alter the drainage of the trail.

The Macomb Orchard Trail is requesting that the Board of Commissioners approve this easement. A representative from the Planning and Economic Development Department and I will be present at the meeting to answer any questions.

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EASEMENT FOR ROAD

For, and in consideration of the sum of One (\$1.00) dollar, paid by the Board of County Road Commissioners for the County of Macomb to Macomb County (County), a Michigan Municipal Corporation, whose address is One S. Mai Street, Mount Clemens, MI 48043 and the Macomb Orchard Trail Commission, whose address is 15000 Metropolitan Parkway, Sterling Heights, MI 48312 (collectively, Grantors) and in consideration of the requirements listed below in this easement to be performed by 29 & Van Dyke Investments, L.L.C., whose address is 20379 Hall Road, Macomb MI 48044 (Developer), the undersigned do hereby grant, warrant and convey to the Board of County Road Commissioners for the County of Macomb located at 117 S. Groesbeck Highway, Mount Clemens, MI 48043, its agents, servants, employees and contractors, a permanent, exclusive road easement, including the right to enter upon the premises described below, and to do that which is necessary or desirable for the construction, reconstruction, installation, use, repair, maintenance, replacement and widening of 29 Mile Road and Van Dyke Avenue (old M-53). The rights hereunder include, but are not limited to, the right to perform brush removal; the right to install or maintain any desirable temporary or permanent soil erosion control facilities; to install, relocate or maintain all parking control traffic signs and control devices, road drainage, sidewalks and all utilities; and to trim or remove trees or other vegetations. It is the intent of the Agreement to grant a permanent easement for road purposes and right of entry over the following described property:

SEE ATTACHED EXHIBIT A

Grantors agree to construct no buildings or other structures or encroachments of any kind within the easement without the prior written approval of Grantee.

Furthermore Grantors, for themselves, their heirs and assigns, hereby release the Board of County Road Commissioners for the County of Macomb from all claims for damages or otherwise arising from any constructors, reconstruction, installation, use, repair, maintenance or replacement of the roadway, ay temporary or permanent soil erosion control facilities, sidewalks, traffic signs and control devices or parking control at the locations.

This easement shall run with the land and be binding upon the heirs, executors administrators, successors, and assigns of the undersigned, as the holders of the legal title to the lands and premises.

The rights granted hereunder may be assigned in writing to the Board of County Road Commissioners for the County of Macomb to a municipality, the State, or another proper road authority should jurisdiction of such roadway be transferred to another entity.

Developer agrees to rebuild or replace items that are impacted by the development of the property and the encroachment onto Macomb Orchard Trail Commission property. This includes, but is not limited to, curbs, curb cuts, intersection asphalt markings, and any trail sign that will need to be relocated. In addition, on the northeast corner, Developer agrees to connect new sidewalks to the existing trail, based on Trail Commission construction standards. Further, Developer agrees that development of new amenities shall not alter the drainage of the Trail.

In the presence of:

**GRANTORS: MACOMB COUNTY,
a Michigan Municipal Corporation**

By: William A. Crouchman
Title: Chairman, Macomb County
Board of Commissioners

State of Michigan
County of _____

On this ____ day of _____, 20 __, before me a notary public, p[ersonally appeared William A. Crouchman, the Chairman of the Macomb County Board of Commissioners, a Michigan Municipal corporation, known to me to be the same person who executed the within instrument and who acknowledged the same to be his free act and deed on behalf of said Corporation.

Notary Public, _____ County, MI
My Commission expires:
Acting in _____ County

In the presence of:

GRANTORS: MACOMB ORCHARD TRAIL COMMISSION,

By: Troy Jeschke
Title: Chairman,

State of Michigan
County of _____

On this ____ day of _____, 20__, before me a notary public, p[ersonally appeared Troy Jeschke, the Chairman of the Macomb Orchard Trail Commission, known to me to be the same person who executed the within instrument and who acknowledged the same to be his free act and deed on behalf of said Commission.

Notary Public, _____ County, MI
My Commission expires:
Acting in _____ County

In the presence of:

DEVELOPER: 29 & VAN DYKE INVESTMENTS, LLC

By:
Title:

State of Michigan
County of _____

On this ____ day of _____, 20__, before me a notary public, p[ersonally appeared _____ of 29 & Van Dyke Investments, LLC, known to me to be the same person who executed the within instrument and who acknowledged the same to be his free act and deed on behalf of said LLC.

Notary Public, _____ County, MI
My Commission expires:
Acting in _____ County

EXHIBIT "A"

Proposed 29 Mile Road and Van Dyke Avenue (old M-53) right of way

PART OF A PARCEL OF LAND LOCATED IN AND BEING A PART OF THE NORTHEAST ¼ OF SECTION 22, TOWN 4 NORTH, RANGE 12 EAST, WASHINGTON TOWNSHIP, MACOMB COUNTY, MICHIGAN AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 22; THENCE SOUTH 02°06'27" EAST 42.33 FEET ALONG THE EAST LINE OF SECTION 22 TO AN EXTENSION OF THE NORTHWESTERLY RIGHT OF WAY LINE OF VAN DYKE AVENUE (OLD M-53) AS ESTABLISHED BY RELEASE OF RIGHT OF WAY DATED JUNE 1, 1922 AS RECORDED IN LIBER 196, PAGE 15, MACOMB COUNTY RECORDS; THENCE ALONG SAID EXTENSION OF THE NORTHWESTERLY RIGHT OF WAY LINE OF VAN DYKE AVENUE (OLD M-53), SOUTH 29°11'50" WEST 154.36 FEET; THENCE NORTHEASTERLY ALONG A NON-TANGENT CURVE TO THE LEFT A DISTANCE OF 115.30 FEET, WITH A RADIUS OF 821.48 FEET AND WHOSE LONG CHORD BEARS NORTH 06°24'22" EAST 115.20 FEET; THENCE SOUTH 87°38'02" WEST 27.95 FEET TO THE EAST LINE OF THE DETROIT WATER AND SEWERAGE DEPARTMENT PROPERTY; THENCE ALONG SAID EAST LINE OF THE DETROIT WATER AND SEWERAGE DEPARTMENT PROPERTY, NORTH 29°07'53" EAST 70.37 FEET TO THE NORTH LINE OF SECTION 22; THENCE ALONG SAID NORTH LINE OF SECTION 22, NORTH 87°38'02" EAST 54.61 FEET TO THE POINT OF BEGINNING. CONTAINING 7,102.15 SQUARE FEET/ 0.1630 ACRES OF LAND MORE OR LESS.

PART OF TAX I.D. NO.: 24-04-22-501-001

DESCRIPTION CALCULATED FROM MICHIGAN COORDINATE SYSTEM OF 1983 (MCS 83) SECTION CORNER REMONUMENTATION DATA AND EXISTING RECORDS.

DESCRIPTION OF TAX I.D. NO.: 24-04-22-501-001
FROM WASHINGTON TOWNSHIP PUBLIC RECORD DATA:

TOWN 4 NORTH, RANGE 12 EAST SEC. 22, G.T.W.R.R. R.R.R.O.W. THRU NE 1/4

RECYCLABLE PAPER

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO adopt proposed eligibility criteria and selection guidelines for participation in the Macomb County Employee Casual Day Program.

INTRODUCED BY: Commissioner Betty Slinde, Chairman, Finance Committee

Background

The Macomb County Employee Casual Day Program was adopted by the Board of Commissioners in December of 1994. The program originally allowed for one casual day per month. The program was modified by the Board in February of 1996 to designate each Friday of each month as a casual day.

Historically, charities that were selected to be recipients of casual day funds were recommended by the Board of Commissioners. No formal eligibility criteria or guidelines for the selection of charities for inclusion in the program were adopted. Currently, commissioners, department heads, and employees recommend the charities that are selected to be program participants.

This program has grown in popularity over the years, and charities are now approaching the County directly and asking to be included in the program. The number of recommendations from county staff and direct requests from charities now exceed the number of casual days that are available in a given year. Therefore, not all requests can be accommodated. Adopting eligibility criteria and guidelines for participation in this program has become necessary to ensure a uniform selection process.

Proposed Eligibility Criteria

1. Charities requesting consideration for casual day funds must be a registered non-profit 501(c)(3).
2. Macomb County government internal programs shall be exempt from the 501(c)(3) requirement.
3. Charities do not need to be located in Macomb County, but must serve Macomb County residents.

Proposed Program Guidelines

1. Macomb County government internal programs will receive priority over "outside requests" for program participation. If more requests are received than there are spots available, a lottery will be held.
2. There shall be no limit on the number of times a charity/Macomb County internal program may be a recipient of casual day funds.
3. A charity may request consideration for casual day funds by submitting a written request to the Board of Commissioners. The written request must also include a current 501(c)(3) certificate and solicitation license from the State Attorney General's Office.
4. If more requests from charities are received than there are spots available, a lottery will be held.
5. Requests for "special casual days" (including for county employees) will no longer be considered nor approved.

COMMITTEE/MEETING DATE

Finance Committee 10/08/08

RECYCLABLE PAPER

RESOLUTION NO.

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: APPOINT THE LAW FIRM OF PLUNKETT COONEY, P.C. TO
REPRESENT THE COUNTY OF MACOMB IN THE LITIGATION ENTITLED MARC FISHER
V COUNTY OF MACOMB, MACOMB COUNTY SHERIFF'S DEPARTMENT, SHERIFF
MARK A. HACKEL, CORRECTIONAL MEDICAL SERVICES, INC., ET AL

INTRODUCED BY: CHAIRPERSON BETTY SLINDE, FINANCE COMMITTEE

The Plaintiff in this case has filed a lawsuit in Federal District Court. The allegations are that the "County" defendants failed to provide Plaintiff with adequate medical care for his epileptic condition, assaulted him and did not provide adequate training for the jail employees.

The law firm of Plunkett Cooney, P.C. has represented Macomb County and other municipalities for many years. They are familiar with the defense of these types of cases and therefore, it is the recommendation of the Office of Corporation Counsel that the law firm of Plunkett Cooney, P.C. continue to represent the Macomb County and the Macomb County Sheriff's Department in this pending litigation.

COMMITTEE/MEETING DATE

FINANCE -- 10/8/08

RESOLUTION NO.

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: APPOINT THE LAW FIRM OF PLUNKETT COONEY, P.C. TO
REPRESENT THE COUNTY OF MACOMB IN THE LITIGATION ENTITLED DANYELLE
BURRELL V COUNTY OF MACOMB, CITY OF WARREN, OFFICER BOOMS, OFFICER
MICHAEL ANDERSON AND OFFICER JOHN DOE

INTRODUCED BY: CHAIRPERSON BETTY SLINDE, FINANCE COMMITTEE

The Plaintiff in this case has filed a lawsuit in Macomb County Circuit Court alleging inadequate medical care while in the custody of the Macomb County Jail. The named defendants are the County and the City of Warren. Warren arrested the Plaintiff and transported her to the jail. While in the jail Plaintiff was provided medical care.

The law firm of Plunkett Cooney, P.C. has represented Macomb County and other municipalities for many years. They are familiar with the defense of these types of cases and therefore, it is the recommendation of the Office of Corporation Counsel that the law firm of Plunkett Cooney, P.C. continue to represent the County of Macomb in this pending litigation.

COMMITTEE/MEETING DATE

FINANCE – 10/8/08

RESOLUTION NO.

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: APPOINT THE LAW FIRM OF PLUNKETT COONEY, P.C. TO REPRESENT THE COUNTY OF MACOMB IN THE LITIGATION ENTITLED ROGER VAN HECK V COUNTY OF MACOMB, JUDGE JAMES BIERNAT, MACOMB COUNTY SHERIFF'S DEPARTMENT, MACOMB COUNTY PROSECUTOR WILLIAM GRESHAK, DEPUTY DAN BURBEULA, DEPUTY JOSEPH CRACCHIOLO, CHRISTOPHER FRASER

INTRODUCED BY: CHAIRPERSON BETTY SLINDE, FINANCE COMMITTEE

The Plaintiff in this case is an individual who was arrested by Macomb County Deputy Sheriffs. He alleges in this Complaint that the arrest was illegal and that during the arrest his constitutional rights were violated. He has also named in the lawsuit the Honorable James Biernat and Assistant Prosecutor William Greshak alleging that during his criminal prosecution, the Judge and the Assistant Prosecutor violated again his constitutional rights.

The law firm of Plunkett Cooney, P.C. has represented Macomb County and other municipalities for many years. They are familiar with the defense of these types of cases and therefore, it is the recommendation of the Office of Corporation Counsel that the law firm of Plunkett Cooney, P.C. continue to represent the Macomb County, Judge Biernat, Macomb County Prosecutors and the Macomb County Sheriff's Department in this pending litigation.

COMMITTEE/MEETING DATE

FINANCE – 10/8/08

RECYCLABLE PAPER

Macomb County, Michigan
Conference/Employee Training Request

(Submit directly to the Finance Department at least 2 weeks prior to the date of the next Finance Committee meeting)

Requesting Department: Macomb County Health Department

Conference Title: STD/HIV Conference

Sponsored by: Michigan Department of Community Health

Conference Classification: Professional Employee Training

Conference Location: Ypsilanti, MI

Travel Begins: 11 5 2008
Month Day Year

Travel Ends: 11 7 2008
Month Day Year

Number of Persons Attending At County Expense: Board Members _____
Staff Members 2
Total 2

ESTIMATED EXPENSES

				Per Person	Total
Registration Fees:				\$ 175.00	\$ 350.00
Transportation:(1)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	70.08	140.16
Transportation:(2)	County Vehicle	Airplane	Personal Vehicle	57.6	57.6
Lodging:	Begins:	<u>11</u> <u>5</u> <u>2008</u>			
		Month Day Year			
	Ends:	<u>11</u> <u>7</u> <u>2008</u>		198.72	198.72
		Month Day Year			
Meals:(2)					-
Miscellaneous:					-
Subtotal - Conference Expenses				501.40	746.48
Per Diems:(3)					-
Overtime:(4)					-
Total Estimated Expenses:				\$ 501.40	\$ 746.48

Department Head Signature

[Signature]
21860110

Date

9/25/08

[Signature]

- 1 Not to exceed cost of tourist class air fare
2 Not to exceed authorize per day rate
3 Not to exceed one day travel plus duration of the conference
4 Calculate cost of any overtime anticipated as a result of this request

(For Finance Department Use Only)
Budgetary Analysis

Department Budget

Less: Conference Expense Approved To Date
Other Department Requests in Process
This Request

Balance Available (Deficit)

0
576.46
746.48

\$ 10,080.00

1,262.94
\$ 8,817.06

To: Betty Slinde

Finance Committee

From: Thomas J. Kalkofen,

Director/Health Officer

Date: September 19, 2008

Subject: Conference and Seminar Request

I herewith request that the following individual(s) be authorized to attend the STD/HIV Conference
conference/seminar, starting on _____

<u>Name</u>	<u>Classification</u>
<u>Lana Gangler</u>	<u>PHNI</u>
<u>Beth Butzu</u>	<u>PHNII</u>
_____	_____
_____	_____
_____	_____

The benefit to macomb County from attendance of the above-named individual(s) at this conference/seminar is detailed below:

This conference will allow both nurses to update their skills and education as it relates to sexually transmitted diseases and HIV.

Respectfully submitted,



Department Head

Department

**Macomb County, Michigan
Conference/Employee Training Request**

(Submit directly to the Finance Department at least 2 weeks prior to the date of the next Finance Committee meeting)

Requesting Department: Macomb County Health Department

Conference Title: STD/HIV Conference

Sponsored by: Michigan Department of Community Health

Conference Classification: Professional Employee Training

Conference Location: Ypsilanti

Travel Begins: 11 6 2008
Month Day Year

Travel Ends: 11 7 2008
Month Day Year

Number of Persons Attending At County Expense: Board Members _____
Staff Members 1
Total 1

ESTIMATED EXPENSES

			Per Person	Total
Registration Fees:			\$ 175.00	\$ 175.00
Transportation:(1)	<input type="checkbox"/> County Vehicle	<input type="checkbox"/> Airplane	<input checked="" type="checkbox"/> Personal Vehicle	
			43.20	43.20
Lodging:	Begins: <u>11</u> <u>6</u> <u>2008</u> Month Day Year			
	Ends: <u>11</u> <u>7</u> <u>2008</u> Month Day Year		99.36	99.36
Meals:(2)			31.00	31.00
Miscellaneous:				
Subtotal - Conference Expenses			348.56	348.56
Per Diems:(3)				
Overtime:(4)				
Total Estimated Expenses:			\$ 348.56	\$ 348.56

Department Head Signature [Signature]

Date 9/25/08

- 1 Not to exceed cost of tourist class air fare
3 Not to exceed one day travel plus duration of the conference

- 2 Not to exceed authorize per day rate
4 Calculate cost of any overtime anticipated as a result of this request

(For Finance Department Use Only)
Budgetary Analysis

Department Budget
Less: Conference Expense Approved To Date
Other Department Requests in Process
This Request

Balance Available (Deficit)

0
167.90
348.56

\$ 10,080.00

516.46
\$ 9,563.54

To: Betty Slinde

Finance Committee

From: Thomas J. Kalkofen,

Director/Health Officer

Date: September 19, 2008

Subject: Conference and Seminar Request

I herewith request that the following individual(s) be authorized to attend the STD/HIV Conference
conference/seminar, starting on _____

<u>Name</u>	<u>Classification</u>
<u>Angela Prince-May</u>	<u>Program Manager</u>
_____	_____
_____	_____
_____	_____
_____	_____

The benefit to macomb County from attendance of the above-named individual(s) at this conference/seminar is detailed below:

This conference is a requirement by MDCH in order to maintain HIV Counselor certification. It also provides the necessary updated information and education as it relates to sexually transmitted diseases and HIV.

Respectfully submitted,



Department Head

Department

Macomb County, Michigan
Conference/Employee Training Request

ok
Capt. J. Roberts

(Submit directly to the Finance Department at least 2 weeks prior to the date of the next Finance Committee meeting)

Requesting Department: Macomb County Sheriff's Office

Conference Title: Legal Liability for SWAT Operations

Sponsored by: Public Agency Training Council

Conference Classification: Professional Employee Training x

Conference Location: Lansing, Mi.

Travel Begins: Oct 22 2008
Month Day Year

Travel Ends: Oct 23 2008
Month Day Year

Number of Persons Attending At County Expense: Board Members _____
Staff Members _____
Total _____

RECEIVED

SEP 30 2008

MACOMB COUNTY
FINANCE

ESTIMATED EXPENSES

	Per Person	Total
Registration Fees:.....	\$275.00	\$1,100.00
Transportation:(1) <u>County</u> Vehicle <u>Airplane</u> <u>Personal</u> Vehicle		
Lodging: Begins: <u>Oct</u> <u>22</u> <u>2008</u> Month Day Year		
Ends: <u>Oct</u> <u>23</u> <u>2008</u> Month Day Year	66.30	132.60
Meals: ...10/22 \$124, 10/23 \$124 (31 x 4 ea day).....	31.00	248.00
Miscellaneous:.....		
Subtotal - Conference Expenses.....	372.30	1,480.60
Per Diems:(3).....		-
Overtime:(4).....		-
Total Estimated Expenses:.....	\$ 372.30	\$1,480.60

Department Head Signature

Undersheriff, K. Lagerquist

Date

9-28-08

- 1 Not to exceed cost of tourist class air fare
3 Not to exceed one day travel plus duration of the conference

- 2 Not to exceed authorize per day rate
4 Calculate cost of any overtime anticipated as a result of this request

22930551/95901 State

(For Finance Department Use Only)
Budgetary Analysis

Department Budget

Less: Conference Expense Approved To Date
Other Department Requests in Process
This Request

47,656.
-0-
1,481.

102,907.
49,137.
53,770.

Balance Available (Deficit)

To: Betty Slinde

Finance Committee

From: Mark A. Hackel
Sheriff

Date: September 17, 2008

Subject: Conference and Seminar Request

I herewith request that the following individual(s) be authorized to attend the Legal Liability for SWAT Operations
conference/seminar, starting on October 22, 2008


<u>Name</u>	<u>Classification</u>
<u>John Roberts</u>	<u>Captain</u>
<u>Craig Sparks</u>	<u>Sergeant</u>
<u>Brian Kozlowski</u>	<u>Sergeant</u>
<u>Darren Bondy</u>	<u>Sergeant</u>
<u> </u>	<u> </u>

The benefit to macomb County from attendance of the above-named individual(s) at this conference/seminar is detailed below:

This training provides legal cases that impact tactical operations and liability, policy issues that may be considered for implementation that does not compromise tactical operations or officer safety.

MCOLES - 229-30551-95901

Respectfully submitted,


Undersheriff, K. Lagerquist
Sheriff's Department

Macomb County, Michigan
Conference/Employee Training Request

9-25-08
Jas
OK Capt JH ✓

(Submit directly to the Finance Department at least 2 weeks prior to the date of the next Finance Committee meeting)

Requesting Department: Macomb County Sheriff's Office

Conference Title: Paraben Forensic Conference

Sponsored by: International Crimes Against Children

Conference Classification: Professional Employee Training x

Conference Location: Park City, Utah

Travel Begins: Nov 9 2008
Month Day Year

Travel Ends: Nov 12 2008
Month Day Year

Number of Persons Attending At County Expense: Board Members _____
Staff Members 1
Total 1

RECEIVED

SEP 30 2008

MACOMB COUNTY
FINANCE

ESTIMATED EXPENSES

	Per Person	Total
Registration Fees:.....	\$0.00	\$ 0.00
Transportation:(1) <u>County</u> <u>Airplane</u> <u>Personal</u> Vehicle Vehicle Vehicle		
Lodging: Begins: _____ Month Day Year Ends: _____ Month Day Year		
Meals:		
Miscellaneous:.....		
Subtotal - Conference Expenses.....	0.00	0.00
Per Diems:(3).....		-
Overtime:(4).....		-
Total Estimated Expenses:.....	\$ 0.00	\$ 0.00

Department Head Signature

Undersheriff, K. Lagerquist

Date

9-29-08

- 1 Not to exceed cost of tourist class air fare
3 Not to exceed one day travel plus duration of the conference

- 2 Not to exceed authorize per day rate
4 Calculate cost of any overtime anticipated as a result of this request

(For Finance Department Use Only)
Budgetary Analysis

Department Budget

Less: Conference Expense Approved To Date
Other Department Requests in Process
This Request

Balance Available (Deficit)

NO COST TO COUNTY

To: Betty Slinde

Finance Committee

From: Mark A. Hackel
Sheriff

Date: September 24, 2008

Subject: Conference and Seminar Request

I herewith request that the following individual(s) be authorized to attend the Paraben Forensic Conference
conference/seminar, starting on November 9, 2008

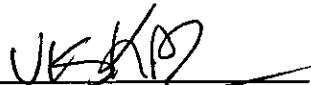
<u>Name</u>	<u>Classification</u>
<u>Thomas Geml</u>	<u>Deputy</u>
<u></u>	<u></u>
<u></u>	<u></u>
<u></u>	<u></u>
<u></u>	<u></u>

The benefit to macomb County from attendance of the above-named individual(s) at this conference/seminar is detailed below:

This conference provides training and the latest tools for forensic investigations.

FULLY FUNDED BY ICAC NO COST TO COUNTY

Respectfully submitted,


Undersheriff, K. Lagerquist
Sheriff's Department

RECYCLABLE PAPER

RESOLUTION NO.

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: CONCUR IN THE RECOMMENDATION OF CORPORATION
COUNSEL AS OUTLINED IN CORRESPONDENCE CONCERNING GRIEVANCE
NUMBERS 0305022, 0306019, 0306020 AND 0307005 AND RELATED CLAIMS.

INTRODUCED BY: CHAIRPERSON BETTY SLINDE, FINANCE COMMITTEE

Commissioners will be provided with confidential correspondence concerning counsel's recommendation regarding these matters prior to the Committee Meeting.

COMMITTEE/MEETING DATE

FINANCE – 10/8/08